

ASSEMBLY BILL

No. 1743

Introduced by Assembly Member Campos

February 17, 2012

An act to amend Section 67365 of the Education Code, relating to student athletes.

LEGISLATIVE COUNSEL'S DIGEST

AB 1743, as introduced, Campos. Student athletes: scholarships.

Existing law requires a California postsecondary educational institution that offers athletic scholarships, or that provides, by any delivery method, written material regarding its athletic program to a student athlete, to provide specified information on its Internet Web site that describes, among other things, the institution's athletic program's policies concerning athletic scholarship issuance, renewal, release, and medical expenses.

This bill would define a California postsecondary educational institution for purposes of those provisions as a postsecondary educational institution with a physical campus and athletic facilities used to support one or more of the institution's athletic programs that is located in the State of California.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 67365 of the Education Code is amended
2 to read:

1 67365. (a) For purposes of this section, the following
2 definitions shall apply:

3 (1) “Athletic program” means any intercollegiate athletic
4 program from a *California* postsecondary educational institution
5 ~~in the State of California~~ that solicits student athletes to apply,
6 enroll, or attend the postsecondary educational institution in order
7 to have the student athlete participate in intercollegiate sporting
8 events, contests, exhibitions, or programs at that institution.

9 (2) “*California postsecondary educational institution*” means
10 *a postsecondary educational institution with a physical campus*
11 *and athletic facilities used to support one or more of the*
12 *institution’s athletic programs that is located in the State of*
13 *California.*

14 (2)
15 (3) “Student athlete” means an individual who attends an
16 elementary, junior high, high school, or postsecondary educational
17 institution, and who participates in any interscholastic athletic
18 program in California, including an individual who receives
19 scholarship funds for his or her athletic participation and an
20 individual who does not receive scholarship funds for his or her
21 athletic participation.

22 (b) Commencing January 1, 2012, a California postsecondary
23 educational institution that offers athletic scholarships shall provide
24 all of the following information on its Internet Web site:

25 (1) All of the following athletic scholarship information:

26 (A) The most recent cost of attendance expenses as published
27 by the postsecondary educational institution’s financial aid offices
28 for the academic year and for the summer year.

29 (B) The sum of expenses identified in subparagraph (A) that
30 are prohibited from inclusion in a full grant-in-aid athletic
31 scholarship pursuant to the National Collegiate Athletic
32 Association’s (NCAA) rules and regulations.

33 (C) The policy of the postsecondary educational institution’s
34 athletic program as to whether student athletes will receive athletic
35 scholarships for summer school, and, if so, whether these
36 scholarships are proportional to athletic scholarships received
37 during the regular academic school year.

38 (D) The average monthly full grant-in-aid athletic scholarship
39 payment received by student athletes who live on-campus and

1 off-campus, respectively, during the regular academic year and
2 summer school session.

3 (E) The following information relating to NCAA scholarship
4 rules: "Pursuant to NCAA rules, a verbal commitment is not
5 binding on either the student athlete or the institution. The National
6 Letter of Intent is a binding agreement between a prospective
7 student athlete and an institution in which the institution agrees to
8 provide a prospective student athlete who is admitted to the
9 institution and is eligible for financial aid under NCAA rules
10 athletics aid for one academic year in exchange for the prospective
11 student athlete's agreement to attend the institution for one
12 academic year. The National Letter of Intent must be accompanied
13 by an institutional financial aid agreement. If the prospective
14 student athlete signs the National Letter of Intent but does not
15 enroll at that institution for a full academic year, he or she may be
16 subject to specific penalties, including loss of a season of eligibility
17 and a mandatory residence requirement."

18 (2) All of the following athletic scholarship renewal information:

19 (A) The NCAA's policy on scholarship duration.

20 (B) The policy of the postsecondary educational institution's
21 athletic program concerning the renewal or nonrenewal of an
22 athletic scholarship, including circumstances in which a student
23 athlete in good standing suffers a temporary or permanent
24 sports-related injury, there is a coaching change, or a student
25 athlete's athletic performance is deemed to be below expectations.

26 (3) All of the following athletically related medical expenses
27 information:

28 (A) The NCAA's policy on whether athletic programs are
29 mandated to pay for athletically related medical expenses.

30 (B) The policy of the postsecondary educational institution's
31 athletic program on whether it will pay for student athletes'
32 athletically related medical expenses, including deductibles,
33 copayments, coinsurance, and whether the program will pay for
34 athletically related medical expenses that exceed any maximum
35 insurance coverage limits.

36 (C) The policy of the institution's athletic program concerning
37 who is required to pay for any required athletically related
38 insurance premiums for student athletes who do not have such
39 insurance.

1 (D) The duration of time the postsecondary educational
2 institution's athletic program continues to pay for athletically
3 related medical expenses after a student athlete's athletic eligibility
4 expires.

5 (E) Whether or not an athletic program's medical policy covers
6 expenses associated with attaining a second medical opinion for
7 an athletically related injury from a medical physician who is not
8 associated with the athletic program, and whether the athletic
9 program provides coverage for services received by such a
10 physician.

11 (4) All of the following athletic release information:

12 (A) The NCAA policy on whether an athletic program may
13 refuse to grant an athletic release to a student athlete who wishes
14 to transfer to another postsecondary educational institution.

15 (B) The policy of the postsecondary educational institution's
16 athletic program concerning whether it may use any power to
17 refuse to grant an athletic release for a student athlete who wishes
18 to transfer to another postsecondary educational institution.

19 (c) Commencing January 1, 2012, a *California* postsecondary
20 educational institution that provides, by any delivery method,
21 written material regarding its athletic program to a student athlete
22 shall include a direct link to the institution's Internet Web site,
23 where the student athlete shall be able to access all of the
24 information regarding the institution's athletic scholarship program
25 as described in subdivision (b).